

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

HEATHER TROUT,  
Plaintiff

CIVIL ACTION

VS.

MICHAEL J. ASTRUE<sup>1</sup>,  
Commissioner of Social Security,  
Defendant

NO. 10-6530

**FILED**

AUG 18 2011

MICHAEL E. KUNZ, Clerk  
By \_\_\_\_\_ Dep. Clerk

**ORDER**

JOHN R. PADOVA, J.

AND NOW, this 18<sup>th</sup> day of August, 2011, upon consideration of the plaintiff's request for review, and defendant's response to request for review, and after careful review of the Report and Recommendation of United States Magistrate Judge Linda K. Caracappa, IT IS ORDERED that:

1. The Report and Recommendation is APPROVED and ADOPTED;
2. Plaintiff's Request for Review is GRANTED in part;
3. The case is REMANDED in accordance with the fourth sentence of 42 U.S.C.

Section 405(g) to the Commissioner of the Social Security Administration for proceedings consistent with the Report and Recommendation of United States Magistrate Linda K. Caracappa.

It is so ORDERED  
BY THE COURT:

  
\_\_\_\_\_  
JOHN R. PADOVA, J.

<sup>1</sup>Michael J. Astrue became Commissioner of Social Security on February 14, 2007. Pursuant to Fed. R. Civ. Pr. 25(d)(1), he is automatically substituted for Jo Anne B. Barnhart as defendant in this matter.